

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IDENIX PHARMACEUTICALS LLC,
UNIVERSITA DEGLI STUDI DI
CAGLIARI, CENTRE NATIONAL DE LA
RECHERCHE SCIENTIFIQUE and
L'UNIVERSITE MONTPELLIER,

Plaintiffs,

v.

GILEAD SCIENCES, INC. and GILEAD
PHARMASSET LLC,

Defendants.

C.A. No. 13-1987-LPS

IDENIX PHARMACEUTICALS LLC,
UNIVERSITA DEGLI STUDI DI
CAGLIARI, CENTRE NATIONAL DE LA
RECHERCHE SCIENTIFIQUE and
L'UNIVERSITE MONTPELLIER,

Plaintiffs,

v.

GILEAD PHARMASSET LLC,

Defendant.

C.A. No. 14-109-LPS

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above captioned actions, through their designated counsel, that all claims and counterclaims be, and hereby are, dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

The parties are not in agreement regarding entitlement to costs. It is Gilead's position that Gilead is the prevailing party and is entitled to costs. It is Idenix's position that, in light of the joint stipulation of dismissal of each side's claims, each side should bear its own costs.

Subject to this Court's approval, however, the parties agree that any determination regarding

entitlement to costs and the amount of costs shall not take place now, but shall take place after the resolution of the appeal in the related action, C.A. No. 14-846.

Dated: September 4, 2018

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*Attorneys for Gilead Sciences, Inc. and Gilead
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SO ORDERED, this _____ day of _____, 2018.

Hon. Leonard P. Stark
Chief United States District Judge